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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

IAN KINSEY,)	Case No.: 13-CV-01757-LJO-SAB
)	
Plaintiff,)	PROTECTIVE ORDER
)	
vs.)	
)	
FRESNO POLICE OFFICER VICTOR)	
MERCADO; FRESNO POLICE)	
OFFICER ROBERT COLLINS; THE)	
CITY OF FRESNO; DOES 1-10,)	
)	
Defendants.)	

Protective Order:

1. Counsel for Defendants, City of Fresno, Officer Robert Collins and Officer Victor Mercado, shall disclose to counsel for plaintiff, records containing personnel matters, including records of this incident and records of police practices and procedures.

1 2. Counsel for the plaintiff shall not convey, transfer, publish, distribute,
2 copy, duplicate or disseminate the information so provided except as may be
3 reasonably necessary for the prosecution of this litigation, by communicating with
4 plaintiff, or investigators, consultants and experts retained on behalf of the plaintiff
5 in this matter.

6 3. Prior to the dissemination of any such information pursuant to this
7 order, counsel for the plaintiff shall inform such person of the terms and conditions
8 of this order and secure such person's agreement to be bound by it.

9 4. Plaintiff, plaintiff's counsel, and plaintiff's investigators, consultants
10 and experts, are expressly prohibited from utilizing the disclosed information for
11 any purpose other than the prosecution of *Ian Kinsey v. Fresno Police Officer*
12 *Victor Mercado, et al.*, USDC Case No. 13-CV-01757 LJO SAB and the
13 information disclosed shall not be utilized in any other proceeding or litigation, or
14 for any other purpose.

15 5. Plaintiff, plaintiff's counsel, and plaintiff's investigators, consultants
16 and experts, are expressly prohibited from disclosing orally or otherwise the
17 information subject to this Protective Order to any person other than those who are
18 reasonably necessary for the prosecution of *Ian Kinsey v. Fresno Police Officer*
19 *Victor Mercado, et al.*, USDC Case No. 13-CV-01757 LJO SAB.

20 6. Plaintiff, plaintiff's counsel, and plaintiff's investigators, consultants
21 and experts, are expressly prohibited from duplicating, copying or otherwise
22 distributing or disseminating any of the disclosed information to any person or
23 entity.

24 7. Counsel for each party shall take reasonable precaution to prevent the
25 unauthorized or inadvertent disclosure of any of the protected information.

26 8. In the event anyone shall violate or threaten to violate any terms of
27 this Protective Order, the aggrieved party may immediately apply to obtain relief to

1 this court against any such person violating or threatening to violate any of the
2 terms of this order. This court shall retain jurisdiction over the parties and any
3 other persons subject to the terms of this order for the purpose of enforcing this
4 order. The court shall have the power to impose whatever penalties it deems
5 appropriate for the violation of said order, including, but not limited to, monetary
6 and judicial sanctions and contempt.

7 9. At the final conclusion of this action, all disclosed materials will be
8 returned to the counsel for the Defendants without request and within 60 days of
9 the final judgment, including any appeals, if any.

10 10. This order shall survive the final termination of this action, to the
11 extent that the information disclosed remains confidential and does not become
12 known to the public, and the court shall retain jurisdiction to resolve any dispute
13 concerning the use of the information disclosed herein.

14 11. Submission of any documents subject to the protective order to the
15 Court must comply with Local Rule 141.

16
17 IT IS SO ORDERED.

18 Dated: August 22, 2014


UNITED STATES MAGISTRATE JUDGE